

District is managing one of the largest base realignment and closure and "Grow the Army" initiatives in the Nation.

For more than 75 years, the men and women of the Omaha District have served their country by harnessing the mighty Missouri River basin, building state-of-the-art facilities to serve our military, and recovering the earth from hazardous toxic and radioactive waste.

It is only fitting that we in the Senate recognize the impressive achievements of the U.S. Army Corps of Engineers—Omaha District during its 75th year.●

#### 2009 NEW HAMPSHIRE EXCELLENCE IN EDUCATION AWARDS

● Mrs. SHAHEEN. Mr. President, today I congratulate the recipients of the 2009 New Hampshire Excellence in Education Awards. The New Hampshire Excellence in Education Awards, or "ED"ies, honor the best and the brightest among New Hampshire's educators and schools.

For the past 16 years, the "ED"ies have been presented to teachers, administrators, schools, and school boards who demonstrate the highest level of excellence in education. Outstanding individuals have been compared against criteria set by others in their discipline through their sponsoring organization. Experienced educators and community leaders select outstanding elementary, middle, and secondary schools based upon guidelines established by the New Hampshire Excellence in Education Board of Directors.

It is critical that all of our children receive a high quality education so that they can succeed in today's global economy. I am proud to recognize this year's recipients who will receive this prestigious award on June 13, 2009 for the positive examples they set for their peers and the lasting impact they have made on our children and communities.

I ask that the names of the 2009 New Hampshire Excellence in Education Award winners be printed in the RECORD.

#### 2009 NEW HAMPSHIRE EXCELLENCE IN EDUCATION AWARD RECIPIENTS

Diane Beaman, Nora L. Beaton, Doug Brown, Michelle Carvalho, Cathy Chase, Mary K. Coltin, Anne Delaney, Arthur R. Deleault, Irene M. Derosier, Kenneth Dugal, Denise Dunlap, Katherine J. Engstrom, Deborah A. Fogg, Venera Gatttonini, Doris Grady, Nathan S. Greenberg, Gerri Harvey, Cathy Higgins.

Kathleen Collins McCabe, Eric "Chip" McGee, Dorothy M. Morin, Jackie Moulton, Sean P. Moynihan, Dorothy A. Peters, Marge Polak, Patricia Popieniek, Richard Provencher, Meagan Reed, Roberto Rodriguez, Fern Seiden, John J. Stone, Lionel B. Tracy, Jacqueline R. Verville, Sheila A. Ward, Suzette Wilson, Otis E. Wirth, Joseph L. Wright.

Bicentennial Elementary School, Boynton Middle School, Inter-Lakes Elementary School, Kennett High School, Matthew Thornton Elementary School, Monadnock

Community Connections School, Newfound Regional High School, Northwood School, Raymond School Board, Virtual Learning Center.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mrs. Neiman, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

#### LEGISLATIVE PROPOSAL RELATIVE TO THE "STATUTORY PAY-AS-YOU-GO ACT OF 2009," OR "PAYGO," TOGETHER WITH A SECTIONAL ANALYSIS—PM 22

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on the Budget:

#### *To the Congress of the United States:*

Today I am pleased to submit to the Congress the enclosed legislative proposal, the "Statutory Pay-As-You-Go Act of 2009," or "PAYGO," together with a sectional analysis.

The deficits that my Administration inherited reflect not only a severe economic downturn but also years of failing to pay for new policies—including large tax cuts that disproportionately benefited the affluent. This failure of fiscal discipline contributed to transforming surpluses projected at the beginning of this decade into trillions of dollars in deficits. I am committed to returning our Government to a path of fiscal discipline, and PAYGO represents a key step back to the path of shared responsibility.

PAYGO would hold us to a simple but important principle: we should pay for new tax or entitlement legislation. Creating a new non-emergency tax cut or entitlement expansion would require offsetting revenue increases or spending reductions.

In the 1990s, statutory PAYGO encouraged the tough choices that helped to move the Government from large deficits to surpluses, and I believe it can do the same today. Both houses of Congress have already taken an important step toward righting our fiscal course by adopting congressional rules incorporating the PAYGO principle. But we can strengthen enforcement and redouble our commitment by enacting PAYGO into law.

Both the Budget I have proposed and the Budget Resolution approved by the

Congress would cut the deficit in half by the end of my first term, while laying a new foundation for sustained and widely shared economic growth through key investments in health, education, and clean energy. Enacting statutory PAYGO would complement these efforts and represent an important step toward strengthening our budget process, cutting deficits, and reducing national debt. Ultimately, however, we will have to do even more to restore fiscal sustainability.

I urge the prompt and favorable consideration of this proposal.

BARACK OBAMA.  
THE WHITE HOUSE, June 9, 2009.

#### MESSAGE FROM THE HOUSE

At 2:15 p.m., a message from the House of Representatives, delivered by Mr. Zapata, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H. R. 466. An act to amend title 38, United States Code, to provide for certain rights and benefits for persons who are absent from positions of employment to receive medical treatment for service-connected disabilities.

H. R. 1709. An act to establish a committee under the National Science and Technology Council with the responsibility to coordinate science, technology, engineering, and mathematics education activities and programs of all Federal agencies, and for other purposes.

H. R. 1736. An act to provide for the establishment of a committee to identify and coordinate international science and technology cooperation that can strengthen the domestic science and technology enterprise and support United States foreign policy goals.

#### MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 466. An act to amend title 38, United States Code, to prohibit discrimination and acts of reprisal against persons who receive treatment for illnesses, injuries, and disabilities incurred in or aggravated by service in the uniformed services; to the Committee on Veterans' Affairs.

H.R. 1709. An act to establish a committee under the National Science and Technology Council with the responsibility to coordinate science, technology, engineering, and mathematics education activities and programs of all Federal agencies, and for other purposes; to the Committee on Commerce, Science, and Transportation.

H.R. 1736. An act to provide for the establishment of a committee to identify and coordinate international science and technology cooperation that can strengthen the domestic science and technology enterprise and support United States foreign policy goals; to the Committee on Commerce, Science, and Transportation.

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

H.R. 31. An act to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes.

EXECUTIVE REPORTS OF  
COMMITTEES

The following executive reports of nominations were submitted:

By Mr. LEVIN for the Committee on Armed Services.

\*Air Force nomination of Lt. Gen. Douglas M. Fraser, to be General.

\*Army nomination of Lt. Gen. Stanley A. McChrystal, to be General.

\*Navy nomination of Adm. James G. Stavridis, to be Admiral.

By Mr. BINGAMAN for the Committee on Energy and Natural Resources.

\*Catherine Radford Zoi, of California, to be an Assistant Secretary of Energy (Energy, Efficiency, and Renewable Energy).

\*William F. Brinkman, of New Jersey, to be Director of the Office of Science, Department of Energy.

\*Anne Castle, of Colorado, to be an Assistant Secretary of the Interior.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

INTRODUCTION OF BILLS AND  
JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. SCHUMER:

S. 1211. A bill to designate the facility of the United States Postal Service located at 60 School Street, Orchard Park, New York, as the "Jack F. Kemp Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

By Mr. DURBIN:

S. 1212. A bill to amend the antitrust laws to ensure competitive market-based fees and terms for merchants' access to electronic payment systems; to the Committee on the Judiciary.

By Mr. BAUCUS (for himself and Mr. CONRAD):

S. 1213. A bill to amend title XI of the Social Security Act to provide for the conduct of comparative effectiveness research and to amend the Internal Revenue Code of 1986 to establish a Patient-Centered Outcomes Research Trust Fund, and for other purposes; to the Committee on Finance.

By Mr. LIEBERMAN (for himself, Mr. CASEY, Mr. BOND, Ms. STABENOW, Mr. CARDIN, Mr. SANDERS, Mr. WHITEHOUSE, and Mr. CRAPO):

S. 1214. A bill to conserve fish and aquatic communities in the United States through partnerships that foster fish habitat conservation, to improve the quality of life for the people of the United States, and for other purposes; to the Committee on Environment and Public Works.

By Mr. CASEY (for himself and Mr. SCHUMER):

S. 1215. A bill to amend the Safe Drinking Water Act to repeal a certain exemption for hydraulic fracturing, and for other purposes; to the Committee on Environment and Public Works.

By Ms. KLOBUCHAR (for herself and Mr. NELSON of Florida):

S. 1216. A bill to amend the Consumer Product Safety Act to require residential carbon monoxide detectors to meet the applicable ANSI/UL standard by treating that standard as a consumer product safety rule, to encourage States to require the installa-

tion of such detectors in homes, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. STABENOW (for herself, Mrs. LINCOLN, and Mr. BEGICH):

S. 1217. A bill to amend title XIX of the Social Security Act to improve and protect rehabilitative services and case management services provided under Medicaid to improve the health and welfare of the nation's most vulnerable seniors and children; to the Committee on Finance.

By Mr. MENENDEZ (for himself and Mr. LAUTENBERG):

S. 1218. A bill to amend title XVIII of the Social Security Act to preserve access to urban Medicare-dependent hospitals; to the Committee on Finance.

By Mr. KOHL:

S. 1219. A bill to amend subtitle A of the Antitrust Criminal Penalty Enhancement and Reform Act of 2004 to extend the operation of such subtitle for a 1-year period ending June 22, 2010; to the Committee on the Judiciary.

By Mr. SPECTER (for himself and Mr. WYDEN):

S. 1220. A bill to require that certain complex diagnostic laboratory tests performed by an independent laboratory after a hospital outpatient encounter or inpatient stay during which the specimen involved was collected shall be treated as services for which payment may be made directly to the laboratory under part B of title XVIII of the Social Security Act; to the Committee on Finance.

By Mr. SPECTER (for himself and Mr. ROBERTS):

S. 1221. A bill to amend title XVIII of the Social Security Act to ensure more appropriate payment amounts for drugs and biologicals under part B of the Medicare Program by excluding customary prompt pay discounts extended to wholesalers from the manufacturer's average sales price; to the Committee on Finance.

By Mrs. LINCOLN (for herself, Ms. SNOWE, Mr. KERRY, Ms. LANDRIEU, Mr. VITTER, Ms. CANTWELL, Mrs. GILLIBRAND, Mr. BURRIS, and Mr. SCHUMER):

S. 1222. A bill to amend the Internal Revenue Code of 1986 to extend and expand the benefits for business operating in empowerment zones, enterprise communities, or renewal communities, and for other purposes; to the Committee on Finance.

By Mr. McCONNELL (for himself, Mrs. FEINSTEIN, Mr. MCCAIN, and Mr. DURBIN):

S.J. Res. 17. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND  
SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. CRAPO:

S. Res. 173. A resolution supporting National Men's Health Week; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BOND (for himself, Mr. ROBERTS, Mr. BROWNBACK, and Mrs. McCASKILL):

S. Res. 174. A resolution recognizing the region from Manhattan, Kansas to Columbia, Missouri as the Kansas City Animal Health Corridor; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. NELSON of Nebraska:

S. Res. 175. A resolution expressing the sense of the Senate that the Federal Govern-

ment is a reluctant shareholder in the ownership of General Motors and Chrysler; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. FEINGOLD (for himself, Mr. ISAKSON, Mr. KERRY, Mr. INHOFE, Mr. BURRIS, Mr. WHITEHOUSE, Mr. NELSON of Florida, Mr. DURBIN, Mr. CARDIN, and Mr. BROWNBACK):

S. Res. 176. A resolution expressing the sense of the Senate on United States policy during the political transition in Zimbabwe, and for other purposes; considered and agreed to.

By Mr. HARKIN:

S. Res. 177. A resolution recognizing the 10th anniversary of the International Labour Organization's unanimous adoption of Convention 182, "Concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour"; considered and agreed to.

By Mr. DURBIN (for himself, Mr. UDALL of Colorado, Mr. BURRIS, Mr. BENNETT, Mr. BENNET, and Mr. HATCH):

S. Res. 178. A resolution supporting Olympic Day on June 23, 2009, and encouraging the International Olympic Committee to select Chicago, Illinois as the host city for the 2016 Olympic and Paralympic Games; considered and agreed to.

By Mr. KAUFMAN:

S. Res. 179. A resolution congratulating the American Society of Mechanical Engineers on its 125 years of codes and standards development; considered and agreed to.

By Mr. REID (for himself and Mr. McCONNELL):

S. Res. 180. A resolution to authorize testimony and legal representation in United States v. Edward Bloomer, Frank Cordaro, Elton Davis, Chester Guinn, and Renee Espeland; considered and agreed to.

By Mr. MENENDEZ (for himself and Ms. STABENOW):

S. Con. Res. 25. A concurrent resolution recognizing the value and benefits that community health centers provide as health care homes for over 18,000,000 individuals, and the importance of enabling health centers and other safety net providers to continue to offer accessible, affordable, and continuous care to their current patients and to every American who lacks access to preventive and primary care services; to the Committee on Finance.

## ADDITIONAL COSPONSORS

S. 214

At the request of Mr. BINGAMAN, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. 214, a bill to amend title XXI of the Social Security Act to permit qualifying States to use their allotments under the State Children's Health Insurance Program for any fiscal year for certain Medicaid expenditures.

S. 254

At the request of Mrs. LINCOLN, the names of the Senator from Idaho (Mr. Risch) and the Senator from Mississippi (Mr. WICKER) were added as cosponsors of S. 254, a bill to amend title XVIII of the Social Security Act to provide for the coverage of home infusion therapy under the Medicare Program.

S. 292

At the request of Mr. SPECTER, the name of the Senator from Alaska (Ms. MURKOWSKI) was added as a cosponsor